## **CERTIFICATE OF MAILING**

Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 23, 2004.

Peter J. Borghetti Reg. No. 42,345

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

09/929,979

Confirmation No. 2164

Applicants

Noah J. Ternullo et al.

Filed

August 15, 2001

TC/A.U.

2684

Examiner

Gantt, Alan T.

Title

METHOD AND APPARATUS FOR DETERMINING

THE CONTEXT OF A HANDHELD DEVICE

Docket No.

12078-141

Customer No.

26486

PERKINS, SMITH & COHEN, LLP

One Beacon Street, 30<sup>th</sup> Floor

Boston, MA 02108 (617) 854-4000

TO:

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## **RESPONSE/AMENDMENT A**

Sir:

In response to the Office Action dated September 30, 2004 allowing claims 25-28, objecting to claims 6, 16-18, 30 and 40, and rejecting pending claims 1-5, 7-15,19-24, 29 and 31-39, in the above-mentioned application, please amend this application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims that begins on page 4 of this paper.

Remarks/Arguments begin on page 11 of this paper.